

012804

23026 U.S. PTO

Patents, Trademarks, Copyrights,
Technology Law, Antitrust, Litigation

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January 28, 2004

UTILITY PATENT APPLICATION TRANSMITTAL (new nonprovisional applications under 37 CFR 1.53(b))

16834 U.S. PTO
10/766568
012804

Attorney Docket Number: JMG 3907.4
First Named Inventor: James B. Grimes
Title: BONE PROSTHESIS AND METHOD OF IMPLANTATION

Express Mail Label Number: EL 998650515 US

TO: Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

APPLICATION ELEMENTS

1. ☒ Fee Transmittal Form
(original and duplicate)
2. ☐ Applicant claims small entity status
3. ☒ Specification [Total Pages 60]
4. ☒ Drawings [Total Sheets 61]
5. Oath or Declaration [Total Pages 4]
 - a. ☐ Newly executed (original or copy)
☐ New (unexecuted)
 - b. ☒ Copy from a prior application
(for continuation/divisional with
Box 19 completed)
 - i. ☐ DELETION OF INVENTOR(s)
Signed statement attached
deleting inventor(s) named
in prior application.

6. ☒ Incorporation By Reference
(useable if Box 5b is marked)
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 5b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
7. ☒ Application Data Sheet
8. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
9. ☐ Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
- a. ☐ Computer Readable Form
- b. ☐ Specification Sequence Listing on:
- i. ☐ CD-ROM or CD-R (2 copies); or
- ii. ☐ paper
- c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

10. ☐ Assignment Papers (cover sheet & document(s))
11. ☐ 37 CFR 3.73(b) Statement ☒ Power of Attorney
12. ☐ English Translation Document (if applicable)
13. ☐ IDS with PTO/SB/08A ☐ Copies of IDS Citations
14. ☐ Preliminary Amendment
15. ☒ Return Receipt Postcard
16. ☐ Request and Certification for Non-Publication. Form PTO/SB/35 is attached.
17. ☐ Certified Copy of Priority Document(s) if foreign priority is claimed
18. ☐ Other: _____

IF A CONTINUING APPLICATION, CHECK APPROPRIATE BOXES AND SUPPLY THE REQUISITE INFORMATION

19. ☒ Continuation ☐ Divisional ☐ Continuation-in-Part of prior application No. 09/913,826, filed August 20, 2001 which is a PCT National of PCT/US99/03709, filed February 19, 1999.
- ☐ Complete Application based on provisional Application No. _____

Prior application information: Examiner: Brian E. Pellegrino
Group Art Unit: 3738

CORRESPONDENCE ADDRESS

20. Correspondence Address: Customer Number 321
Attention: Michael G. Munsell

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Michael G. Munsell".

Michael G. Munsell, Reg. No. 43,820

MGM/clh

FEE TRANSMITTAL

Application Number: Not Yet Assigned
Filing Date: January 28, 2004
Confirmation No.: Not Yet Assigned
Inventor(s): James B. Grimes
Group Art Unit: Not Yet Assigned
Examiner Name: Not Yet Assigned
Attorney Docket Number: JMG 3907.4


METHOD OF PAYMENT

1. ☐ The Commissioner is hereby authorized to charge the indicated fees to Deposit Account No. 19-1345.
- ☒ The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17 to Deposit Account No. 19-1345.
- ☐ Applicant claims small entity status.
2. ☒ Check Enclosed. The Commissioner is hereby authorized to charge any under payment or credit any over payment to Deposit Account No. 19-1345.

FEE CALCULATION

1. ☒ BASIC FILING FEE Subtotal (1) \$ 770.00
(Type: Utility)
2. ☒ EXTRA CLAIM FEES Subtotal (2) \$ 36.00
Total Claims 22
Independent Claims 03
Multiple Dependent Claims 00
3. ☐ ADDITIONAL FEES Subtotal (3) \$ _____
☐ Surcharge - late filing fee or oath
☐ Surcharge - late provisional filing fee or cover sheet
☐ Extension for reply within _____ month
☐ Notice of Appeal
☐ Filing a Brief in Support of an appeal
☐ Request for ex parte Reexamination
☐ Petitions to the Commissioner
☐ Submission of Information Disclosure Statement
☐ Recording each patent assignment per property
☐ Request for Continued Examination
☐ Other: _____

TOTAL AMOUNT OF PAYMENT \$ 806.00



Michael G. Munsell, Reg. No. 43,820 January 28, 2004
Date

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